

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

JEAN VARTANIAN,	:	
Plaintiff,	:	CASE NO. 2:14-cv-14907
v.	:	
ACCOUNT SERVICES,	:	<u>NOTICE OF REMOVAL</u>
Defendants.	:	

Now comes Defendant Account Services Collections, Inc., pursuant to 28 U.S.C. §§ 1331, 28 U.S.C. § 1441, 15 U.S.C. § 1681 et seq., and files this Notice of Removal, and in support hereof sets forth the following grounds:

1. On or after December 1, 2014, Defendant was served with Plaintiff's Complaint, a copy of which is attached hereto, in an action entitled Jean Vartanian v. Account Services filed of record with the Clerk of Courts for the 43rd Judicial District, State of Michigan, Case No. 14-044871-SC.
2. Plaintiff's Complaint purports to set forth a cause of action under the Fair Credit Reporting Act, 15 U.S.C. § 1681 et seq.
3. This Court has original jurisdiction over Plaintiff's cause of action based upon 28 U.S.C. § 1331 and 15 U.S.C. § 1681 et seq. Pursuant to 28 U.S.C. § 1441, therefore, the civil action pending in the 43rd Judicial District, State of Michigan is removable to this Court.
4. Defendant will file its response to Plaintiff's Complaint with this Court within seven (7) days of the filing of this Notice of Removal.
5. Thirty (30) days have not yet expired since receipt of Plaintiff's Complaint.
6. Copies of all process, pleadings and orders served upon Defendant in this action are attached hereto.
7. Defendant has provided written notice of the filing of this Notice of Removal to Plaintiff by ordinary mail on this date and has also forwarded a Notice for filing with the Clerk of Courts for the 43rd Judicial District, State of Michigan regarding this Notice of Removal.

WHEREFORE, Defendant prays that the above-captioned action now pending in the 43rd Judicial District, State of Michigan be removed therefrom and placed on the regular docket of the United States District Court for the Eastern District of Michigan.

Respectfully submitted,

/s/ Jennifer A. Kirby
Jeffrey C. Turner (OH 0063154)
Jennifer A. Kirby (OH 0080619)
SURDYK, DOWD & TURNER CO., L.P.A.
One Prestige Place, Suite 700
Miamisburg, Ohio 45324
Phone: (937) 222-2333
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*Attorneys for Defendant Account Services
Collections, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on December 29th, 2014, a copy of the foregoing was mailed by regular U.S. Mail to the following:

Jean Vartanian
836 Chapin
Birmingham, MI 48009
Pro Se Plaintiff

/s/ Jennifer A. Kirby
Jennifer A. Kirby (OH 0080619)

Original - Court (with instructions)
 1st copy - Defendant (with instructions)
 2nd copy - Plaintiff (with instructions)
 3rd copy - Return (with proof of service)

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Approved, SCAO

STATE OF MICHIGAN
 43RD JUDICIAL DISTRICT

**AFFIDAVIT AND CLAIM
 Small Claims**

CASE NO.
 14-044871-SC

Court address **305 E NINE MILE RD FERNDALE MI 48220** **248-547-8700** Court telephone no.

See instructions on the back of plaintiff and defendant copies.

Plaintiff

Jean Vartanian
836 Chapin

Address

Birmingham, MI, 48009 248-660-0117
 City, state, zip Telephone no.

2. Account Services

Defendant

1802 N.E. Loop 410 Suite 400

Address

San Antonio, TX 78217 (210) 821-1234
 City, state, zip Telephone no.

NOTICE OF HEARING

For Court Use Only

The plaintiff and the defendant must be in court on
COURT DATE WILL BE SET ONCE DEFT IS SERVED

Day _____ Date _____
 at _____ at ☐ the court address above.
 Time _____

☐ Location _____

CERT MAIL Fee paid: \$ **12.00**

Process server's name _____

- ☐ 3. A civil action between these parties or other parties arising out of the transaction or occurrence alleged in this complaint has been previously filed in _____ Court. The case number, if known, is _____
 The action ☐ remains ☐ is no longer pending.

4. I have knowledge or belief about all the facts stated in this affidavit and I am
☒ the plaintiff or his/her guardian, conservator, or next friend. ☐ a partner. ☐ a full-time employee of the plaintiff.

5. The plaintiff is ☒ an individual. ☐ a partnership. ☐ a corporation. ☐ a sole proprietor. ☐ Other _____

6. The defendant is ☐ an individual. ☐ a partnership. ☒ a corporation. ☐ a sole proprietor. ☐ Other _____

7. The date(s) the claim arose is/are March 12, 2012 / 2014
 Attach separate sheets if necessary

8. Amount of money claimed is \$ 5000.00 (NOTE: Plaintiff's costs are determined by the court and awarded as appropriate. They are not part of the amount claimed.)

9. The reasons for the claim are Not properly removing trade line report off credit bureau or investigating in a timely manner. In violation of F.A.C.T.A and FCRA laws and regulations. Refusal to do as agreed since 2012.

10. The plaintiff understands and accepts that the claim is limited to \$5,000 by law and that the plaintiff gives up the rights to (a) recover more than this limit, (b) an attorney, (c) a jury trial, and (d) appeal the judge's decision.

11. I believe the defendant ☒ is ☐ is not mentally competent. I believe the defendant ☒ is ☐ is not 18 years or older.

12. ☐ I do not know whether the defendant is in the military service. ☒ The defendant is not in the military service.
☐ The defendant is in the military service.

Subscribed and sworn to before me on 12/21/14 [Signature] County, Michigan.

My commission expires: 12/10/18 Date Signature: _____ Deputy clerk/Notary public

Notary public, State of Michigan, County of _____

The defendant(s) must be served by 2/20/15
 Expiration date

kw 12/04/14